

"GASOLINE"**3rd QTR
2009**

Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

VJ POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

R Keith Powell
Signature and title (if applicable)

12-03-09

Date

R KEITH POWELL
Type or print your name below signature.

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

7

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J POWELL INC

EIN

474

Total refund (see instructions)

\$ 10354.31

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 07-01-09 To ▶ 09-30-09

Claimant's registration no. ▶

UV

2045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here. ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use In Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here. ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	348
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

J. POWELL INC

EIN

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at \$219	\$.175		\$	355
b	Use in commercial aviation (other than foreign trade) taxed at \$244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at \$244	.243			345
e	Other nontaxable uses taxed at \$219	.218			369
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	\$.183	6148	\$ 112508	382
b	.183	50433	922923	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	\$.193		\$	324
b	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

"GASOLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Page 2


Name as shown on Form 8849

JJ POWELL INC

EIN

9474**3 Farmer and Government Unit Information**

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	274
	CHESTER HILL FIRE CO	226
	PHILIPSBURG CELEOLA SCHOOL	711
	PHILIPSBURG BORO	775
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	7
	BALD EAGLE FIRE CO	65
	SNYDER TWP	61
	TYRONE SCHOOL DIST	730
	LOGAN FIRE CO	56
	HOPE FIRE CO	44
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	194
	PATTON TWP	4106
	HALFMOON TWP	81
	BELLEFONTE BORO	3733
	CENTRE CO LIBRARY	65
	CENTRE CO OFFICE OF TRANSPORTATION	2914.3
	UNDINE FIRE CO	4
	BENNER TWP	168
	SEVEN MTNS EMS COUNCIL	0
	BELLEFONTE SCHOOL DIST	2292
	CLEARFIELD CO MUN SER REC BUTH	332
	SPRING TWP	1105

Schedule 2 (Form 8849) (Rev. 1-2003)

" GASOLINE CLAIM "

Schedule 2 (Form 9849) (Rev. 1-2003)

Page 2

Name as shown on Form 9849

J POWELL INC

EIN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	WILLIAMSPORT ALLEN AIRPORT AUTH	246
	RUSH TWP	479
	STATE COLLEGE SCHOOL DIST	0
	MILESBURG BORO	281
	CENTRE HALL-PTER SEWER AUTH	51
	PLEASANT GLP FIRE CO	0
	CITIZEN HOOK & LADDER	0
	CENTRE HALL BORO	0
	BOGGS TWP	509
	HAWTHORN FIRE CO	0
	WALKER TWP FIRE CO	0
	LAWRENCE TWP	2097
	HOWARD TWP	0
	COLUMBIA FIRE CO	69
	CLARION CO	47
	MERRIS TWP	101
	REDDENK VALLEY SCHOOL	1415
	UNION TWP	28
	WARRICK MARK VETER AUTH	86
	JERUSALEM TWP	6000

Schedule 2 (Form 9849) (Rev. 1-2003)

JULY 2009

EXEMPT GAS SALES THRU CARLOCK

Model	Date
Prepared By	
Approved By	

[illegible]

"UNDYED DIESEL FUEL"3RD GATE
ZIC9Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service**Claim for Refund of Excise Taxes**

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

JV POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 50

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

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Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Signature and true (if applicable)

R KEITH POWELL

Type or print your name below signature.

Date

12-03-09

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notices, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant Exhibit

8

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J POWELL INC

EIN

7474

Total refund (see instructions)

\$ 7430.45

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 07-01-09 To ▶ 09-30-09

Claimant's registration no. ▶ UV - [REDACTED] 2045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB _____

Complete for lines 1b and 2c.

▶ UP _____

Complete for line 2b.

▶ UA _____

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	30578	\$ 7430.45	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

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Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Name as shown on Form 9842

Page 2

L. POWELL INC

EIN or SSN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons Enter whole gal. only.
	TEYLOE TWP		✓	434
	QUESTER HILL BORO		✓	98
	PHILIPSBURG BORO		✓	439
	RELANCE FIRE CO.		✓	202
	S. PHILIPSBURG BORO		✓	0
	POCONO FIRE CO		✓	219
	RED FORT FIRE CO		✓	276
	SNYDER TWP		✓	1010
	TYRONE SCHOOL DIST		✓	1049
	LOGAN FIRE CO		✓	302
	HOPE FIRE CO		✓	302
	Mt TOP FIRE CO		✓	370
	PRATON TWP		✓	2781
	HELENTON TWP		✓	250
	SPRINGCREEK FIRE CO		✓	0
	MONTICLOM FIRE CO		✓	0
	BELLEFRONTE BORO		✓	3506
	CENTRE HALL FIRE CO		✓	188
	CENTRE CO LIBERTY		✓	625
	UNDINE FIRE CO		✓	228
	BENNER TWP		✓	762
	BELLEFRONTE SCHOOL DIST		✓	5236
	CENTRE HALL BORO		✓	25
	SPRING TWP		✓	50
	GREEN TWP FIRE CO		✓	86
	WILLIAMSPORT MUNICIPAL FIRE DEPT LUTHER		✓	92
	QUESTER HILL FIRE CO.		✓	52
	RUSH TWP		✓	119
	BORGS TWP		✓	841
	WARRICK FIRE CO		✓	0

Schedule 2 (Form 9842) (7-99)

J POWELL INC

EIN or SSN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons			
				Enter whole gal. only.			
	HOWARD TWP		✓				0
	KATHAUS TWP		✓				285
	MARION TWP		✓				0
	DECATUR TWP		✓				0
	UNION TWP		✓			1006	
	MORRIS TWP		✓			670	
	COOPER TWP		✓				0
	BRADFORD TWP		✓				0
	GIRARD TWP		✓				0
	PA DCNR - BUREAU OF FORESTRY		✓				0
	PA GAME COMMISSION		✓				0
	PA STATE CORRECTIONAL INSTITUTION		✓				0
	PA FISH & BOAT COMMISSION		✓				0
	PA DEPT OF TRANSPORTATION		✓				0
	PA DEPT OF TRANSPORTATION	✓					0
	CENTRE CO OFFICE OF TRANS		✓			598	
	WALLACETON BOGGS AUTH	✓				15	
	PHILPSBURG OSCEOLA SCHOOL DIST		✓			3	
	CLINTON CO SOLID WASTE AUTH		✓			425	
	ALPHA FIRE DEPT		✓			224	
	MILESBURG BORO		✓			219	
	SEVEN MTNS EMS COUNCIL		✓			16	
	PLEASANT GAP FIRE CO		✓			1055	
	LAWRENCE TWP		✓			2400	
	REDBANK VALLEY SCHOOL		✓			1458	
	SPRING BANNER WALKER AUTH		✓			1730	
	CENTRE UNIL POTTER SEWER AUTH		✓			57	
	PITRENS LIRR & LADDER		✓			34	
	WALKER TWP FIRE CO		✓			661	

Schedule 2 (Form 999) (7-99)

JULY 2009

EXEMPT DIESEL SALES THRU HARDLOCK

Initials	Date
Prepared By	
Approved By	

CUSTOMER	EXEMPT FEDERAL	2011 10	EXEMPT STATE
Taylor Twp	18159		18159 ✓
Chester Hill Boro	4695		4695 ✓
Chester Hill Fire Co	3596	✓	3596 ✓
IDA School	344		344 ✓
Phung Boro	24640		24640 ✓
Reliance Fire Co	9600	✓	9600 * ✓
Mo Valley EMS	0	✓	66716 * ✓
Columbia Fire Co	7946	✓	7946 ✓
Bald Eagle Fire Co	16807	✓	16807 ✓
Snyder Twp	33405		33405 ✓
Tykon School	15005		15005 ✓
Loran Fire Co	16776	✓	16776 ✓
BILL EARS	0	✓	58029 ✓
Hope Fire Co	11055	✓	11055 * ✓
Net Top Fire Co	16378	✓	16378 ✓
Patterson Twp	58423		58423 ✓
Halfmoon Twp	9597		9597 ✓
BILL Boro	123792		123792 ✓
Penns Valley EMS	0	✓	30048 ✓
Centre Hall Fire Co	6049	✓	6049 ✓
Centre Co Library	21467		21467 ✓
Centre Co Office of Trans	18006		18006 ✓
Undine Fire Co	11883	✓	11883 ✓
Bennar Twp	38821		38821 ✓
BILL School	13744		13744 ✓
Gregg Twp Fire Co	3162	✓	3162 ✓
Dutton Co Solid Waste	18007		18007 ✓
Wport Airport	2714		2714 ✓
Rush Twp	4409		4409 ✓
Mbung Boro	6305		6305 ✓
Centre Hall - Potter Swwer	3001		3001 * ✓
Culizon Hpt	3379	✓	3379 ✓
Walker Twp Fire Co	5433	✓	5433 ✓
Redbank Valley School	4201		4201 ✓
Wallaceton Boro & Mun Auth	1500		1500 * ✓
BILL EMS	0	✓	99078 * ✓
Alpha Fire Co	7523	✓	7523 ✓
	539722	✓	793593 ✓
	504 09		420135
	10		372458

4TH QTR
2009

GASOLINE

Form **8849**
(Rev. January 2008)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J POWELL INC

Address (number, street, room or suite no.)

PO BOX 30

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8143423190

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9474

Social security number (SSN)

ZIP code

16866

Month claimant's income tax year ends

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Signature and title (if applicable)

JEFFREY S POWELL

Type or print your name below signature.

02-19-10
DatePaid
Preparer's
Use OnlyPreparer's
signatureFirm's name (or
yours if self-employed),
address, and ZIP code

Date

Check
if self-
employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

9

**Schedule 2
(Form 8849)**(Rev. January 2009)
Department of the Treasury
Internal Revenue Service**Sales by Registered Ultimate Vendors**

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

W POWELL INC

EIN

9474

Total refund (see instructions)

\$ 8814.56Period of claim: Enter month, day, and year
in MMDDYYYY format.From ▶ 10-01-09 To ▶ 12-31-09

Claimant's registration no. ▶

UV

0045Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
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▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.**1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel**

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

J POWELL INC

EIN

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at \$.219	.175			355
b	Use in commercial aviation (other than foreign trade) taxed at \$.244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at \$.244	.243			348
e	Other nontaxable uses taxed at \$.219	.218			369
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund <i>Multiply col. (a) by col. (b)</i>	(d) CRN
a Use by a nonprofit educational organization	\$.183	9240	\$ 169092	382
b Use by a state or local government	.183	38927	712364	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund <i>Multiply col. (a) by col. (b)</i>	(d) CRN
a <u>Use by a nonprofit educational organization</u>	\$.193		\$	324
b <u>Use by a state or local government</u>	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

"GASOLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Name as shown on Form 8849

Page 2

JJ POWELL INC

EIN

9474**3 Farmer and Government Unit Information**

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	339
	CHESTER HILL FIRE CO	226
	PHILIPSBURG CELESTIA SCHOOL	1118
	PHILIPSBURG BORO	1245
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	20
	BALD EAGLE FIRE CO	50
	SNYDER TWP	66
	TYRONE SCHOOL DIST	1306
	LOGAN FIRE CO	43
	HOPE FIRE CO	1
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	171
	PATTON TWP	3732
	HALFMOON TWP	17
	BELLEFONTE BORO	3428
	CENTRE CO LIBRARY	113
	CENTRE CO OFFICE OF TRANSPORTATION	25721
	UNDINE FIRE CO	38
	BELMER TWP	147
	SEVEN MTNS EMS COUNCIL	0
	BELLEFONTE SCHOOL DIST	4272
	CLEARFIELD CO MUN SER RES BUTH	102
	SPRING TWP	985

Schedule 2 (Form 8849) (Rev. 1-2003)

"GASOLINE CLAIM"

Schedule 2 (Form 9849) (Rev. 1-2003)

Page 2

Name as shown on Form 9849

U POWELL INC

EIN

8474**3 Farmer and Government Unit Information**

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	WILLIAMSPORT HIGH AIRPORT AUTH	220
	RUSH TWP	740
	STATE COLLEGE SCHOOL DIST	0
	MILESBERG PORD	334
	CENTRE HALL-POTTER SEWER AUTH	60
	PLEASANT GAP FIRE CO	0
	CITIZEN HOOK & LADDER	0
	CENTRE HALL PORD	0
	BOGGS TWP	737
	HAWTHORN FIRE CO	0
	WALKER TWP FIRE CO	0
	LAWRENCE TWP	0
	HOWARD TWP	0
	TAYLOR TWP	5
	CLARION CO	27
	MERRIS TWP	73
	REDBANK VALLEY SCHOOL	2544
	UNION TWP	16
	WARRIORS MARK WATER AUTH	253
	COLUMBIA FIRE CO	18

Schedule 2 (Form 9849) (Rev. 1-2003)

4TH QTR 2009 FEDERAL EXEMPT GAS SALES

FUEL MGMT	Taylor Twp	Ch.H Baro	Ch.H FC	Pol POL	Perry Baro	PG FC	Snyder Twp	Tyron School	ME Twp	Allen Twp	Half Moon Twp	RLS Baro
OCT	502	9004	6208	34913	35106	1644	6554	54952	2228	137767	1743	120018
NOV	-	6996	5715	34554	28719	796	-	39966	5368	115697	-	103702
DEC	-	17919	10564	42320	60717	2594	-	35670	9525	119760	-	119054
TOTAL	502	33919	22587	111787	124542	5034	6554	130588	17121	373224	1743	242774
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

FUEL MGMT	Centre Co Library	Centre Co Office	Union FC	Banner Twp	Bill School	Old Co	Spring Twp	Wheat Rt Baro	Rush Twp	Albany Baro	Ch. Potter Twp
OCT	2750	9195.00	1799	11551	159727	8201	35784	7427	13778	14520	2699
NOV	5066	7766.79	349	-	126244	2000	28646	6868	17772	9208	-
DEC	3508	875946	1635	3107	141217	-	34065	7719	42483	9681	3300
TOTAL	11324	2572125	3783	14658	427188	10201	98495	22014	74035	32409	5999
	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

FUEL MGMT	Clarron Co	Morris Twp	Red Bank School	Union Twp	Warriors Mark Village	Palmer FC	Lopez FC	Hope FC	Columb FC	TOTAL
OCT	2649	1499	85716	800	51.27	-	-	-	-	16842.66
NOV	-	2750	78525	-	90.61	296	2000	105	-	14070.89
DEC	-	2999	90201	800	11109	1674	2301	-	1800	16516.68
TOTAL	2649	7248	254442	1600	25297	1970	4301	105	1800	47430.16
	✓	✓	✓	✓	✓	✓	✓	✓	✓	

DELT	20975 Twp	
OCT	250.0	
NOV	-	
DEC	486.7	
TOTAL	736.7	
	✓	

FUEL
MGMT • 47430.18

DELT + 736.70

TOTAL • 48166.88 x .183 = 8814.53

4TH QTR
2009

UNLITED DIESEL FUEL

Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign
Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Signature and title (if applicable)

JEFFREY S POWELL

02-19-10

Date

Type or print your name below signature.

Paid
Preparer's
Use OnlyPreparer's
signatureFirm's name (or
yours if self-employed),
address, and ZIP code

Date

Check
if self-
employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

10

PAGE #
6924502

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J.J. POWELL INC

EN

9474

Total refund (see instructions)

\$ 1110267

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 10-01-09 To ▶ 12-31-09

Claimant's registration no. ▶

UV

0045

Complete for lines 1a, 2a, 4a, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	<u>45690</u>	\$ <u>1110267</u>	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

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	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 9849

H. POWELL INC

EIN or SSN

7474

3 Farmer and Government Unit Information

10-01-09 TO 12-31-09

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons	
				Enter whole gal. only.	
	TEYLOE TWP		✓		530
	QUESTER HILL BORO		✓		99
	PWILLISBURG BORO		✓		431
	RELIANCE FIRE CO		✓		276
	S. PWILLISBURG BORO		✓		0
	CONSUMERS FIRE CO		✓		99
	ELBA FIRE FIRE CO		✓		400
	SNYDER TWP		✓		1274
	TYBONE SCHOOL DIST		✓		2101
	LOGAN FIRE CO		✓		217
	HORE FIRE CO		✓		248
	Mt TOP FIRE CO		✓		340
	PATON TWP		✓		6083
	HELEVISION TWP		✓		586
	STRICKER FIRE CO		✓		0
	WANTHORN FIRE CO		✓		0
	BELLSFONTE BORO		✓		4706
	CENTRE HALL FIRE CO		✓		209
	CENTRE CO. LIBRARY		✓		665
	VALEINE FIRE CO		✓		449
	BERNER TWP		✓		1209
	BELLSFONTE SCHOOL DIST		✓		14468
	CENTRE HALL BORO		✓		0
	SPRING TWP		✓		37
	GREEN TWP FIRE CO		✓		91
	WILLIAMSPORT MUNICIPAL ASSESSOR LUTTI		✓		131
	QUESTER HILL FIRE CO		✓		50
	RUSH TWP		✓		885
	BORGS TWP		✓		328
	WILKES TWP		✓		0

Schedule 2 (Form 9849) (7-99)

J. POWELL, INC.

EIN or SSN

9474

3 Farmer and Government Unit Information

10-01-09 TO 12-31-09

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons			
				Enter whole gal. only.			
	HOWARD TWP		✓				0
	KRETZHAUS TWP		✓			391	
	MARION TWP		✓				0
	DECATUR TWP		✓				0
	UNION TWP		✓			828	
	MORRIS TWP		✓			585	
	COOPER TWP		✓				0
	BRADFORD TWP		✓				0
	GIRARD TWP		✓				0
	PA DCNR - BUREAU OF FORESTRY		✓				0
	WALKER TWP FIRE CO.		✓			102	
	REOBANK VALLEY SCHOOL		✓			3404	
	ALPHA FIRE DEPT		✓			242	
	PLEASANT GAP FIRE CO		✓			1545	
	PA DEPT OF TRANSPORTATION	✓					0
	CENTRE AREA TRANSIT AUTHORITY		✓				0
	CENTRE AREA TRANSIT AUTHORITY	✓					0
	PHILIPSBURG OSCEOLA SCHOOL DIST		✓				0
	CLINTON CO SOLID WASTE AUTH		✓			442	
	STATE COLLEGE SCHOOL DIST		✓				0
	MILESBURG BORR		✓			358	
	REB BANK TWP		✓				0
	PORT MATILDA FIRE CO		✓				0
	LAWRENCE TWP		✓				0
	GRAHAM TWP		✓				0
	SPRING BENNER WALKER AUTH		✓			1223	
	CENTRE CO OFFICE OF TRANS		✓			555	
	SEVEN RITH EMS COUNCIL		✓			22	
	CENTRE HALL-POTTER SEWER AUTH		✓			28	
	CITIZENS WOOD & LEADER		✓			39	

Schedule Z (Form 8849) (7-99)

J.J. POWELL, INC.

9474

FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 12-01-09 TO 12-31-09

BP PRODUCTS, NA
PO BOX 9040
DES MOINES, IA 50368
(515) 226-5000

ENCLOSURE
FARM & HOME OIL CO. ENERGY
BOX 389
TELEORD, PA 18969
(215) 257-0131

PETROLEUM PRODUCTS CORP
PO BOX 2621
HARRISBURG, PA 17105
(717) 939-0466

TCSCO CORP/CONOCO PHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
(800) 775-4399

STAR ENTERPRISE (ACTIVE)
303 FELLOWSHIP RD, C3-18
MOORESTOWN, NJ 08057
(609) 778-1400

SUN COMPANY, INC.
10 PENN CTR, 1501 MARKET ST
PHILADELPHIA, PA 19103
(800) 888-8995

OCTOBER 2009

EXEMPT DIESEL SALES THRU CARDLOCK

Initials	Date
Prepared By	
Approved By	

	CUSTOMER	EXEMPT		EXEMPT	STATE
		FEDERAL	STATE		
1	Taylor Twp	15273	✓	15273	✓
2	Chester Hill Boro	1821	✓	1821	✓
3	Pburg Boro	12339	✓	12339	✓
4	Rehance Fire Co	10086	✓	10086	✓
5	Mo Valley EMS	0	✓	73913	✓
6	Columbia Fire Co	6019	✓	6019	✓
7	Bald Eagle Fire Co	12454	✓	12454	✓
8	Snyder Twp	31600	✓	31600	✓
9	Tyrone School	84837	✓	84837	✓
10	Logan Fire Co	6279	✓	6279	✓
11	Rite EMS	0	✓	60863	✓
12	Hape Fire Co	11006	✓	11006	✓
13	Mt Top Fire Co	15431	✓	15431	✓
14	Patterson Twp	154449	✓	154449	✓
15	Haltmoon Twp	11662	✓	11662	✓
16	Bilt Boro	182691	✓	182691	✓
17	Penns Valley EMS	0	✓	21748	✓
18	Centre Hill Fire Co	9377	✓	9377	✓
19	Centre Co Library	25451	✓	25451	✓
20	Centre Co Office of Trans	18555	✓	18555	✓
21	Lincoln Fire Co	14780	✓	14780	✓
22	Benner Twp	39266	✓	39266	✓
23	Seven Htn EMS	2226	✓	2226	✓
24	Rite School	56224	✓	56224	✓
25	Groop Twp Fire Co	1005	✓	1005	✓
26	Clinton Co Solid Waste	16635	✓	16635	✓
27	Wpote Airport	5248	✓	5248	✓
28	Rush Twp	10408	✓	10408	✓
29	Mbucg Boro	9859	✓	9859	✓
30	Centre Hill-Potters School	2799	✓	2799	✓
31	Citizens Hook & Ladder	2285	✓	2285	✓
32	Walker Twp Fire Co	3145	✓	3145	✓
33	Redbank Valley School	121020	✓	121020	✓
34	CHL EMS	0	✓	95181	✓
35	Karthaus Ambulance	0	✓	2400	✓
36	Alpha Fire Dept	8042	✓	8042	✓
37					
38		1410582	✓	1664687	✓
39					
40			SC# 9	1308337	
			TH 10	356350	

2009/11/02 15:24:44

Customer Federal Excise Report

Page 1

Booking Date from 10/31/09 thru 10/31/09 Product Class D Products Sites
 Customers from 1 thru 99999 Product Line
 Customer Misc. Code
 Tax Flag Z (Z-Exempt, P-Payable)
 Sales Type(s) L/S & F/P

FEDERAL
DIESEL

(Transaction Detail if present)
 (Selling Host & Site)

(Date & Time)

Quantity Tax Tax
Rate Amount

11532 ALLEGHENY LOGGING CO. 93 CROWSFOOT LANE 345-5460
 MORRISDALE, PA 16858

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 173.68 .00
 Totals for Customer 11532... 173.68 .00

11760 ALPHA FIRE DEPARTMENT PATTON TOWNSHIP 400 W. BRAVER AVENUE 217-4127
 STATE COLLEGE, PA 16801

Sale Type L

Product Totals... 45 ULTRA LOW DSL #2 80.42 0.24300- 19.34-
 Totals for Customer 11760... 80.42 .00 19.34-

11078 ARAWAY, JOE 212 LANCE HILL ROAD PO BOX 258 814 345-6884
 WISSBURNE, PA 16879

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 185.01 .00
 Totals for Customer 11078... 185.01 .00

11343 AYERS CONTRACTING ENTERPRISES 639 PROUTY ROAD 647-8467
 AUSTIN, PA 16720

Sale Type P

Product Totals... 25 OFF ROAD NON-TAX DIE 90.99 .00
 Totals for Customer 11343... 90.99 .00

4753 BAILLY CONSTRUCTION, R.H. 111 WALTON STREET
 PHILIPSBURG, PA 16856

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 627.32 .00
 Totals for Customer 4753... 627.32 .00

2009/11/02 15:24:44

Customer Federal Excise Report

Page 2

Booking Date from 10/31/09 thru 10/31/09 Product Class D Products Sites
 Customers from 1 thru 99999 Product Line
 Customer Minc. Code
 Tax Flag E (E-Exempt, P-Payable)
 Sales Type(s) L/S & F/P

(Transaction Detail if present)

(Selling Host & Site)

(Date & Time)

Quantity Tax Tax
 Rate Amount

6349 BAILEY CONSTRUCTION, SCOTT 515 MILL STREET 814 342-0417
 PHILIPSBURG, PA 16866

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 55.10 .00
 Totals for Customer 6349... 55.10 .00

9274 BALD EAGLE FIRE CO RD 3 BOX 182 614-1240
 TYRONE, PA 16696

Sale Type L

Product Totals... 45 ULTRA LOW DSL #2 124.54 0.24300- 30.26-
 Totals for Customer 9274... 124.54 . 30.26-

11401 BEATTIE, RAYMOND A. 196 RCM RIDGE DRIVE
 SPRING MILLS, PA 16875

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 21.02 .00
 Totals for Customer 11401... 21.02 .00

11436 BECHTOLD, JAMES 4652 ALLORT CUTOFF 342-3651
 MORRISDALE, PA 16858

Sale Type L

Product Totals... 25 OFF ROAD NON-TAX DIE 15.01 .00
 Totals for Customer 11436... 15.01 .00

10595 BELLEFONTE AREA SCHOOL DIST 318 N ALLIGHENY STREET 814 355-4814
 BELLEFONTE, PA 16823

Sale Type L

Product Totals... 45 ULTRA LOW DSL #2 5,642.24 0.24300- 3,371.08-
 Totals for Customer 10595... 5,642.24 . 3,371.08-

UNDYED DIESEL FUEL CLAIM

C/Q10

Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J POWELL INC

Employer identification number (EIN)

7474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PAULI ASBIRE PA

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Jeffrey S. Powell PRES

05-20-10

Signature and title (if applicable)

Date

JEFFREY S. POWELL

Type or print your name below signature.

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 25027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

11

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J J POWELL INC

EIN

8474

Total refund (see instructions)

\$ 13343.37

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 01-01-10 To ▶ 03-31-10

Claimant's registration no. ▶

UV

8045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	54911	\$ 13343.37	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Name as shown on Form 9949

Page 2

L. POWELL INC

EIN or SSN

3 Farmer and Government Unit Information

"UNDYED DIESEL FUEL"

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons	
				Enter whole gal. only.	
	TEYLOS TWP		✓	11	64
	QUESTER HILL BORO		✓	14	3
	PHILIPSBURG BORO		✓	65	2
	RELIGANCE FIRE CO		✓	28	3
	S. PHILIPSBURG BORO		✓		0
	QUENTANA FIRE CO		✓	16	3
	PAUL FRANK FIRE CO		✓	50	0
	SNYDER TWP		✓	17	10
	TYGONE SCHOOL DIST		✓	24	83
	LOGAN FIRE CO		✓	18	1
	HODE FIRE CO		✓	32	1
	MT TOP FIRE CO		✓	28	9
	FRITON TWP		✓	44	78
	HELENSON TWP		✓	51	6
	SPRINGCREEK FIRE CO		✓		0
	HENTHORN FIRE CO		✓	72	
	BELLEFONTE BORO		✓	45	12
	CENTRE HALL FIRE CO		✓	23	0
	CENTRE CO LIBRARY		✓	75	0
	UNDINE FIRE CO		✓	39	6
	BENNER TWP		✓	19	83
	BELLEFONTE SCHOOL DIST		✓	164	74
	CENTRE HALL BORO		✓	25	
	SPRING TWP		✓	20	7
	GREEN TWP FIRE CO		✓	10	9
	WILLIAMSPORT MUNICIPAL Airport Luth		✓	9	7
	QUESTER HILL FIRE CO		✓	1	7
	RUSH TWP		✓	15	33
	BOGGS TWP		✓	96	1
	UNION FIRE CO		✓		0

Schedule 2 (Form 9949) (7-99)

Page 2

Schedule 2 (Form 991) 12-11-88

J. ADWELL INC

EIN or SSN

8474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester, or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets. Check (K)erosene and/or (D)iesel, whichever applies, for each name listed.

Taxpayer Identification No.	Name	K	D	Gallons			
				Enter whole gal. only.			
	HOWARD TWP		✓				0
	KAEHNS TWP		✓			264	
	MARION TWP		✓				0
	DECATUR TWP		✓				0
	UNION TWP		✓			961	
	MORRIS TWP		✓			2018	
	COOPER TWP		✓				0
	BRADFORD TWP		✓				0
	GIRARD TWP		✓				0
	PA DCNR - BUREAU OF FORESTRY		✓				0
	PA GAME COMMISSION		✓				0
	PA STATE CORRECTIONAL INSTITUTION		✓				0
	PA FISH & BOAT COMMISSION		✓				0
	PA DEPT OF TRANSPORTATION		✓				0
	PA DEPT OF TRANSPORTATION	✓					0
	CENTRE AREA TRANSIT AUTHORITY		✓				0
	CENTRE AREA TRANSIT AUTHORITY	✓					0
	PHILIPSBURG OSCEOLA SCHOOL DIST		✓				5
	CLINTON CO SOLID WASTE AUTH		✓			312	
	REDBANK VALLEY SCHOOL		✓			4090	
	MILESBURG BORO		✓			328	
	CITIZENS HOOK & LADDER		✓			36	
	CLEARFIELD BORO		✓			1409	
	LAWRENCE TWP		✓			2200	
	PLEASANT GAP FIRE CO		✓			1040	
	SPRING BROOKER WALKER AUTH		✓			757	
	CENTRE CO OFFICE OF TRANS		✓			441	
	CENTRE HALL-POTTER SEWER AUTH		✓			58	
	WALKER TWP FIRE CO.		✓			64	
	ALPHA FIRE DEPT		✓			279	

Schedule 2 (Form 991) (7-99)

J.J. POWELL, INC.

[REDACTED] #74

FOLLOWING IS A LIST OF COMPANIES THAT SELL DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 01-01-10 TO 02-31-10

[REDACTED]
BP PRODUCTS, NA
PO BOX 9040
DES MOINES, IA 50368
(515) 226-5000

[REDACTED]
FARM & HOME OIL CO
BOX 389
TELFORD, PA 18969
(215) 257-0131

[REDACTED]
PETROLEUM PRODUCTS CORP
PO BOX 2621
HARRISBURG, PA 17105
(717) 932-0466

[REDACTED]
TOSCO CORP
1400 PARK AVENUE
LINDELL, NJ 07036
(800) 775-4399

[REDACTED]
STAR ENTERPRISE (NORTH)
323 FELLOWSHIP RD, 03-18
MOORESTOWN, NJ 08057
(609) 778-1400

[REDACTED]
SON COMPANY, INC.
10 PENN. CIR, 1801 MARKET ST
PHILADELPHIA, PA 19103
(800) 888-8995

JANUARY 2010

EXEMPT DIESEL SALES THROUGH CARDLOCK

Initials	Date
Prepared By	
Approved By	

WILSON JONES COMPANY 07297 COMPANY (1)

1	2	3	4	5	6	7
CUSTOMER	EXEMPT FEDERAL	EXEMPT STATE	SCH 10			
Taylor Twp	36989	✓		36989	✓	
Chester Hill Boro	5612	✓		5612	✓	
Aurora Boro	13984	✓		13984	✓	
Redbank Fire Co	6565	✓	✓	6565	✓	✓
Mt Valley EMS	0		✓	80878	✓	✓
Columbia Fire Co	8105	✓	✓	8105	✓	
Bald Eagle Fire Co	18875	✓	✓	18875	✓	
Snyder Twp	61402	✓		61402	✓	
Forest School	96592	✓		96592	✓	
Morgan Twp	5627	✓	✓	5627	✓	
BIRL EMS	0		✓	58576	✓	
Hope Fire Co	9551	✓	✓	9551	✓	✓
Mt Top Fire Co	7026	✓	✓	7026	✓	
Potters Twp	91732	✓		91732	✓	
Hawthorn Fire Co	7225	✓	✓	7225	✓	
Uniontown Twp	27600	✓		27600	✓	
Pike Boro	122246	✓		122246	✓	
Mount Valley EMS	0		✓	24685	✓	
Centre Hill Fire Co	3842	✓	✓	3842	✓	
Centre Co Library	28613	✓		28613	✓	
Centre Co Office of Trans	14772	✓		14772	✓	
Redding Fire Co	8504	✓	✓	8504	✓	
Banner Twp	56312	✓		56312	✓	✓
Fire School	55686	✓		55686	✓	
Morgan Twp Fire Co	1843	✓	✓	1843	✓	
Clinton Co Solid Waste	7008	✓		7008	✓	
Mount Union Airport	5180	✓		5180	✓	
Rush Twp	56893	✓		56893	✓	
Mount Boro	11452	✓		11452	✓	
Centre Hill Fire Co	2799	✓		2799	✓	
Walker Twp Fire Co	2172	✓	✓	2172	✓	
Redbank Valley School	113086	✓		113086	✓	
Red EMS	0		✓	102765	✓	✓
Alpha Fire Dept	5585	✓	✓	5585	✓	
	1395017	✓		1662923	✓	

01010

GASOLINE CLAIM

Form (Rev. January 2009) Department of the Treasury Internal Revenue Service	8849	Claim for Refund of Excise Taxes	OMB No. 1545-1420
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Print clearly. Leave a blank box between words.

Name of claimant

J M POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG NJ

ZIP code

16866

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (/) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Jeffrey S. Powell
Signature and title (if applicable)
JEFFREY S. POWELL

PRES

05-20-10

Date

Type or print your name below signature.

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant Exhibit

12

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J. J. PAVELLO INC.

EIN

9474

Total refund (see instructions)

\$ 9545.82

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 01-01-10 To ▶ 03-31-10

Claimant's registration no. ▶

UV

0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

N POWELL INC

EIN

7474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at § 219	.175			355
b	Use in commercial aviation (other than foreign trade) taxed at § 244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at § 244	.243			345
e	Other nontaxable uses taxed at § 219	.218			369
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.183	11310	\$ 2069 73	362
b Use by a state or local government	.183	40853	7476 09	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

"GASOLINE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Name as shown on Form 8849

J. J. POWELL INC

EIN

9474

Page 2

3 Farmer and Government Unit Information

01-01-10 TO 03-31-11

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	CHESTER HILL BORO	432
	CHESTER HILL FIRE CO	216
	PHILIPSBURG CATHOLIC SCHOOL	1401
	PHILIPSBURG BORO	1325
	SOUTH PHILIPSBURG BORO	0
	RELIANCE FIRE CO	21
	BALD EAGLE FIRE CO	17
	SNYDER TWP	10
	TYRONE SCHOOL DIST	1645
	LOGAN FIRE CO	66
	HOPE FIRE CO	4
	PA DEPT OF TRANSPORTATION	0
	MT TOP FIRE CO	242
	PATTON TWP	4025
	HALFMOON TWP	86
	BELLEFONTE BORO	2819
	CENTRE CO LIBRARY	72
	CENTRE CO OFFICE OF TRANSPORTATION	26743
	UNION FIRE CO	4
	BENNER TWP	54
	SEVEN MT'S EMS COUNCIL	0
	BELLEFONTE SCHOOL DIST	5151
	DEARFIELD CO MAIN ST. REEBOUTH	121
	SEBING TWP	914

Schedule 2 (Form 8849) (Rev. 1-2003)

"GAS LITE CLAIM"

Schedule 2 (Form 8849) (Rev. 1-2003)

Page 2

Name as shown on Form 8849

J. POWELL INC

EIN

9474

3 Farmer and Government Unit Information

Enter the information below for each farmer, custom harvester or governmental unit to whom the fuel was sold. If more space is needed, attach additional sheets.

Taxpayer Identification No.	Name	Gallons
	WILLIAMSPORT MUN AIRPORT AUTH	292
	RUSH TWP	956
	STATE COLLEGE SCHOOL DIST	0
	MILFORD FIRE CO	308
	CENTRE HALL-FITTER SEWER AUTH	62
	PLEASANT GAP FIRE CO	0
	CITIZEN HOOR & LADDER	29
	CENTRE HALL BOED	0
	ROGGS TWP	249
	HAWTHORN FIRE CO	0
	WALKER TWP FIRE CO	0
	LAWRENCE TWP	0
	HOWARD TWP	0
	REDBANK VALLEY SCHOOL	2656
	WARRIORS MARK WATER AUTH	267
	CLARION CO	106
	MORRIS TWP	49
	CLEARFIELD BORO	1290
	ALPHA FIRE DEPT	38
	CENTRAL PA INSTITUTE OF SCIENCE	457
	PELLHAM FIRE CO	36

Schedule 2 (Form 8849) (Rev. 1-2003)

JANUARY 2010

EXEMPT GAS SALES THRU CARD LOCK

WILSON JONES COMPANY

CITY OF COLUMBIA, MO

Initials Date

Prepared By

Approved By

CUSTOMER		EXEMPT FEDERAL	EXEMPT STATE
1	Charter Hill Boro	7912 ✓	7912 ✓
2	Charter Hill Fire Co	8277 ✓	8277 ✓
3	PCA School	48899 ✓	48899 ✓
4	Plum & Sons	42321 ✓	42321 ✓
5	Baldwin Fire Co	547 ✓	547 ✗ ✓
6	Ma Valley EMS	0 ✓	4047 ✗ ✓
7	Columbia Fire Co	1299 ✓	1299 ✓
8	Boh Eagle Fire Co	1477 ✓	1477 ✓
9	Snyder Trip	1001 ✓	1001 ✓
10	Tyrod School	60531 ✓	60531 ✓
11	Logan Fire Co	310 ✓	310 ✓
12	RIE EMS	0 ✓	26043 ✓
13	Harco Fire Co	228 ✓	228 ✗ ✓
14	ME Top Fire Co	8629 ✓	8629 ✓
15	Alton Trip	144054 ✓	144054 ✓
16	Bike Boro	86676 ✓	86676 ✓
17	Centre Co Library	1839 ✓	1839 ✓
18	Beaumont Office of Trans	230710 ✓	230710 ✗ ✓
19	"	647129 ✓	647129 ✗ ✓
20	Banner Trip	2000 ✓	2000 ✓
21	RIE School	152201 ✓	152201 ✓
22	CLL 16 Hunt for Lee Auth.	2800 ✓	2800 ✗ ✓
23	Serving Trip	33362 ✓	33362 ✓
24	Beaumont Airport	13051 ✓	13051 ✓
25	Rush Trip	39094 ✓	39094 ✓
26	Alburg Boro	9019 ✓	9019 ✓
27	Redbank Valley School	92094 ✓	92094 ✓
28	Warrior Black Water Auth	5834 ✓	5834 ✓
29		1648266 ✓	1678756 ✓
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2nd Quarter
2010Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service**"GASOLINE CLAIM"**
Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J . J . P O W E L L , I N C .

Address (number, street, room or suite no.)

P O B O X 3 0

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G , P A

Foreign country, if applicable. Do not abbreviate.

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Employer identification number (EIN)

9 4 7 4

Social security number (SSN)

ZIP code

1 6 8 8 6

Month claimant's income tax year ends

1 2

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

**Sign
Here**

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Signature and title (if applicable)

R. Keith Powell

Type or print your name below signature.

07-29-10
Date**Paid
Preparer's
Use Only**Preparer's
signatureFirm's name (for
you, if self-employed),
address, and ZIP code

Date

Check
if self-
employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

13

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

EN

9474

Total refund (see instructions)

JJ POWELL, INC.

\$ 9946.23

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶

04-01-10

To ▶

05-30-10

Claimant's registration no. ▶ UV 0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notices, see Form 8849 instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

EN

8474

JJ POWELL, INC.

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at §.219	.175			355
b	Use in commercial aviation (other than foreign trade) taxed at §.244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at §.244	.243			348
e	Other nontaxable uses taxed at §.219	.218			389
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)		(d) CRN
a Use by a nonprofit educational organization	\$.183	8448	\$ 1545	61	362
b Use by a state or local government	.183	45905	8400	.62	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund <i>Multiply col. (a) by col. (b)</i>	(d) CRN
a Use by a nonprofit educational organization	\$.193		\$	324
b Use by a state or local government	.193			

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC 8474 (2ND QTR 2010)

FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	0
	CHESTER HILL BORO	217
	PHILIPSBURG BORO	760
	RELIANCE FIRE CO	155
	COLUMBIA FIRE CO	78
	BALD EAGLE FIRE CO	26
	SNYDER TWP.	79
	TYRONE SCHOOL DISTRICT	932
	LOGAN FIRE CO.	57
	HOPE FIRE CO.	24
	MT. TOP FIRE CO.	338
	PATTON TWP.	4292
	HALFMOON TWP.	74
	CURWENSVILLE LAKE REC AUTHORITY	362
	BELLEFONTE BORO	2993
	CENTRE HALL FIRE CO.	0
	CENTRE CO. LIBRARY	62
	UNDINE FIRE CO.	3
	BENNER TWP.	198
	BELLEFONTE SCHOOL DISTRICT	4256
	CENTRE HALL BORO	0
	SPRING TWP.	1124
	GREGG TWP. FIRE CO.	0
	WILLIAMSPORT MUNICIPAL AIRPORT	342
	CHESTER HILL FIRE CO.	138
	RUSH TWP.	702
	BOGGS TWP.	551
	KARTHAUS TWP.	0
	MARION TWP.	0
	UNION TWP.	10
	MORRIS TWP.	138
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	984
	CLINTON CO. SOLID WASTE	0
	MILESBURG BORO	274
	WARRIORS MARK WATER AUTHORITY	313
	PORT MATILDA FIRE CO.	0
	LAWRENCE TWP.	1000
	SPRING-BENNER-WALKER AUTHORITY	0
	REDBANK VALLEY SCHOOL DISTRICT	1874
	CITIZENS HOOK AND LADDER	0
	CLEARFIELD BORO	1795
	CLARION COUNTY	70
	CENTRE CO. OFFICE OF TRANSPORTATION	29566
	CENTRE HALL-POTTER SEWER AUTH.	29
	WALKER TWP. FIRE CO.	0
	ALPHA FIRE DEPT.	137
	CENTRAL PA INSTITUTE OF SCIENCE	400
	TOTAL	54351

APRIL 2010

EXEMPT GASOLINE SALES THRU CARDLOCK

Initials	Date
Prepared By	
Approved By	

WILSON JONES COMPANY 6757 Columbia Dr

CUSTOMER		EXEMPT FEDERAL		EXEMPT STATE	
			SCH 10		
1	Chas Eer H.N. Borg	10402	✓	10402	✓
2	Chas Eer H.N. Borg	4457	✓	4457	✓
3	FOA School	36023	✓	36023	✓
4	Fburg Borg	22040	✓	22040	✓
5	Reliance Fire Co	3819	✓	3819	✓
6	Mo Valley EMS	0	✓	7390	✓
7	Columbia Fire Co	3057	✓	3057	✓
8	Bald Eagle Fire Co	1911	✓	1911	✓
9	Snyder Twp	2127	✓	2127	✓
10	Tyrone School	40490	✓	40490	✓
11	Legen Fire Co	2300	✓	2300	✓
12	BFE EMS	0	✓	20478	✓
13	Mc Top Fire Co	12399	✓	12399	✓
14	Patton Twp	143850	✓	143850	✓
15	Hoffman Twp	2276	✓	2276	✓
16	BFE Borg	100493	✓	100493	✓
17	Center Co Library	2860	✓	2860	✓
18	Center Co Office of Trans	267730	✓	267730	✓
19	" " " "	695005	✓	695005	✓
20	Beaune Twp	6154	✓	6154	✓
21	BFE School	152388	✓	152388	✓
22	WPA Co Men Sen Dec Auth	15216	✓	15216	✓
23	Udina Fire Co	139	✓	139	✓
24	Sering Twp	39530	✓	39530	✓
25	WPA Men Airport	10187	✓	10187	✓
26	Rush Twp	21669	✓	21669	✓
27	Wburg Borg	9922	✓	9922	✓
28	WPA Hall Potter School	2951	✓	2951	✓
29	Warroo Co	4553	✓	4553	✓
30	Morris Twp	3725	✓	3725	✓
31	Redbank Valley School	86893	✓	86893	✓
32	WPA Fire Dept	9035	✓	9035	✓
33	Warriors Mark Water Auth	9524	✓	9524	✓
34	WPA Borg	62382	✓	62382	✓
35		1786507	✓	1812375	✓
36			✓	2000	PLUM TESTS
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2nd Qtr
2010

"UNDIYED DIESEL FUEL CLAIM"

Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J . J . P O W E L L , I N C .

Employer identification number (EIN)

9 4 7 4

Address (number, street, room or suite no.)

P O B O X 3 0

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G , P A

ZIP code

1 6 8 6 6

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

1 2

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign
Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Signature and title (if applicable)

R. KEITH POWELL

Type or print your name below signature.

07-27-10
DatePaid
Preparer's
Use OnlyPreparer's
signatureFirm's name (or
your name if self-employed),
address, and ZIP code

Date

Check
if self-
employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

14

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

EIN

Total refund (see instructions)

JJ POWELL, INC.

9474

\$ 10329.68

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶

04-01-10

To ▶

06-30-10

Claimant's registration no. ▶ UV 0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	42509	\$ 10329.68	350
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC 9474 (2ND QTR 2010)

FEDERAL EXEMPT DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	278
	CHESTER HILL BORO	36
	PHILIPSBURG BORO	441
	RELIANCE FIRE CO	342
	COLUMBIA FIRE CO	214
	BALD EAGLE FIRE CO	347
	SNYDER TWP.	749
	TYRONE SCHOOL DISTRICT	1780
	LOGAN FIRE CO.	268
	HOPE FIRE CO.	307
	MT. TOP FIRE CO.	448
	PATTON TWP.	2547
	HALFMOON TWP.	350
	HAWTHORN FIRE CO.	51
	BELLEFONTE BORO	4107
	CENTRE HALL FIRE CO.	235
	CENTRE CO. LIBRARY	644
	UNDINE FIRE CO.	622
	BENNER TWP.	960
	BELLEFONTE SCHOOL DISTRICT	13489
	CENTRE HALL BORO	0
	SPRING TWP.	0
	GREGG TWP. FIRE CO.	136
	WILLIAMSPORT MUNICIPAL AIRPORT	74
	CHESTER HILL FIRE CO.	39
	RUSH TWP.	82
	BOGGS TWP.	437
	KARTHAUS TWP.	430
	MARION TWP.	0
	UNION TWP.	567
	MORRIS TWP.	647
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	29
	CLINTON CO. SOLID WASTE	292
	MILESBURG BORO	192
	REDBANK TWP.	0
	PORT MATILDA FIRE CO.	0
	LAWRENCE TWP.	1400
	SPRING-BENNER-WALKER AUTHORITY	1636
	REDBANK VALLEY SCHOOL DISTRICT	3755
	CITIZENS HOOK AND LADDER	52
	CLEARFIELD BORO	1351
	PLEASANT GAP FIRE CO.	2014
	CENTRE CO. OFFICE OF TRANSPORTATION	390
	CENTRE HALL-POTTER SEWER AUTH.	44
	WALKER TWP. FIRE CO.	483
	ALPHA FIRE DEPT.	212
	SEVEN MOUNTAINS EMS COUNCIL	32
	TOTAL	42509

J.J. POWELL, INC.
[REDACTED] 9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 04-01-10 TO 06-30-10:

[REDACTED]
BP PRODUCTS NA
PO BOX 9090
DES MOINES, IA 50368
515-226-5000

[REDACTED]
PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

[REDACTED]
PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

[REDACTED]
MONTOUR OIL SERVICE
112 BROAD STREET
MONTOURSVILLE, PA 17754
570-368-8611

[REDACTED]
MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

[REDACTED]
UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

[REDACTED]
SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

[REDACTED]
BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

[REDACTED]
CONOCO-PHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
800-775-4399

APRIL 2010
EXEMPT DIESEL SALES THRU CARDLOCK

Initialed	Date
Prepared By	
Approved By	

G WILSON JONES COMPANY CREDIT CARDLOCK

1	2	3	4	5	6	7
CUSTOMER	EXEMPT FEDERAL	SON 10	EXEMPT STATE			
Taylor Trup	17666	✓	17666	✓		
Chasler Hill Fire Co	1303	✓	1303	✓		
Phingboro	20509	✓	20509	✓		
Radiance Fire Co	12369	✓	12369	✓		
Mo Valley EMS	0	✓	90999	✓		
Columbia Fire Co	5267	✓	5267	✓		
Bald Eagle Fire Co	11727	✓	11727	✓		
Snyder Trup	15474	✓	15474	✓		
Tyrone School	70708	✓	70708	✓		
Leann Fire Co	5605	✓	5605	✓		
EMC EMS	0	✓	46315	✓		
Harp Fire Co	12857	✓	12857	✓		
McTear Fire Co	14223	✓	14223	✓		
Patterson Trup	70674	✓	70674	✓		
Hampton Fire Co	3255	✓	3255	✓		
Hoffman Trup	7115	✓	7115	✓		
ONE Boro	167188	✓	167188	✓		
Jenns Valley EMS	0	✓	16825	✓		
Centre Hill Fire Co	3892	✓	3892	✓		
Centre Co Library	21134	✓	21134	✓		
Madison Fire Co	22068	✓	22068	✓		
Bennet Trup	52211	✓	52211	✓		
ONE School	536544	✓	536544	✓		
Clinton Co Solid Waste	8575	✓	8575	✓		
Woods Hill Airport	3178	✓	3178	✓		
Dush Trup	3801	✓	3801	✓		
Mburo Boro	8759	✓	8759	✓		
Merion Hook & Ladder	2923	✓	2923	✓		
Redbank Valley School	149014	✓	149014	✓		
ONE EMS	0	✓	106659	✓		
Kenthaus Firehouse	0	✓	2500	✓		
Alpha Fire Dept	9877	✓	9877	✓		
ONE Boro	51877		51877	✓		
	1309813	✓	1572531	✓		
		✓	15000	PUMP TESTS		
			1587531			
		SON 9	1704427			
		101	383104			

Form 8849
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

GASOLINE
Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

JUN POWELL INC

Employer identification number (EIN)

2474

Address (number, street, room or suite no.)

PC BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSEURG FA

ZIP code

16566

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143422190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

- | | | |
|------------|---|-------------------------------------|
| Schedule 1 | Nontaxable Use of Fuels | <input type="checkbox"/> |
| Schedule 2 | Sales by Registered Ultimate Vendors | <input checked="" type="checkbox"/> |
| Schedule 3 | Certain Fuel Mixtures and the Alternative Fuel Credit | <input type="checkbox"/> |
| Schedule 5 | Section 4081(e) Claims | <input type="checkbox"/> |
| Schedule 6 | Other Claims | <input type="checkbox"/> |
| Schedule 8 | Registered Credit Card Issuers | <input type="checkbox"/> |

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

[Signature]

11-30-10

Signature and title (if applicable)

Date

KEITH POWELL

Type or print your name below signature.

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

15

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

EIN

Total refund (see instructions)

J. POWELL INC

7474

\$ 10889.04

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 07-01-10 To ▶ 07-30-10

Claimant's registration no. ▶

UV

0245

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

J. POWELL INC

EIN

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at \$.219	\$.175		\$	355
b	Use in commercial aviation (other than foreign trade) taxed at \$.244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at \$.244	.243			348
e	Other nontaxable uses taxed at \$.219	.218			369
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use by a nonprofit educational organization	\$.183	8836 s 1616 98	362
b	Use by a state or local government	.183	50667 9272 06	

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use by a nonprofit educational organization	\$.183	\$	324
b	Use by a state or local government	.183		

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # [REDACTED] 9474 (3RD QTR 2010)

FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
[REDACTED]	TAYLOR TWP.	1
[REDACTED]	CHESTER HILL BORO	275
[REDACTED]	PHILIPSBURG BORO	858
[REDACTED]	RELIANCE FIRE CO	16
[REDACTED]	COLUMBIA FIRE CO	87
[REDACTED]	BALD EAGLE FIRE CO	48
[REDACTED]	SNYDER TWP.	81
[REDACTED]	TYRONE SCHOOL DISTRICT	749
[REDACTED]	LOGAN FIRE CO.	71
[REDACTED]	HOPE FIRE CO.	34
[REDACTED]	MT. TOP FIRE CO.	234
[REDACTED]	PATTON TWP.	4477
[REDACTED]	HALFMOON TWP.	81
[REDACTED]	CURWENSVILLE LAKE REC AUTHORITY	319
[REDACTED]	BELLEVILLE BORO	2852
[REDACTED]	CENTRE HALL FIRE CO.	0
[REDACTED]	CENTRE CO. LIBRARY	84
[REDACTED]	UNDINE FIRE CO.	3
[REDACTED]	BENNER TWP.	219
[REDACTED]	BELLEVILLE SCHOOL DISTRICT	3210
[REDACTED]	CENTRE HALL BORO	0
[REDACTED]	SPRING TWP.	1072
[REDACTED]	GREGG TWP. FIRE CO.	0
[REDACTED]	WILLIAMSPORT MUNICIPAL AIRPORT	373
[REDACTED]	CHESTER HILL FIRE CO.	184
[REDACTED]	RUSH TWP.	663
[REDACTED]	BOGGS TWP.	801
[REDACTED]	KARTHAUS TWP.	0
[REDACTED]	MARION TWP.	0
[REDACTED]	UNION TWP.	10
[REDACTED]	MORRIS TWP.	88
[REDACTED]	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	808
[REDACTED]	STATE COLLEGE SCHOOL DISTRICT	2155
[REDACTED]	MILESBURG BORO	293
[REDACTED]	WARRIORS MARK WATER AUTHORITY	316
[REDACTED]	PORT MATILDA FIRE CO.	0
[REDACTED]	LAWRENCE TWP.	3700
[REDACTED]	SPRING-BENNER-WALKER AUTHORITY	0
[REDACTED]	REDBANK VALLEY SCHOOL DISTRICT	1236
[REDACTED]	CITIZENS HOOK AND LADDER	20
[REDACTED]	CLEARFIELD BORO	1799
[REDACTED]	CLARION COUNTY	0
[REDACTED]	CENTRE CO. OFFICE OF TRANSPORTATION	30609
[REDACTED]	CENTRE HALL-POTTER SEWER AUTH.	77
[REDACTED]	CENTRE AREA TRANSIT AUTHORITY	950
[REDACTED]	ALPHA FIRE DEPT.	174
[REDACTED]	CENTRAL PA INSTITUTE OF SCIENCE	678
	TOTAL	59503

JULY 2010

EXEMPT GASOLINE SALES THRU CARDLOCK

CUSTOMER	EXEMPT FEDERAL	SUM 10	EXEMPT STATE	
Tryon Trip	101		101	✓
Chesler Hill Boro	11598		11598	✓
Chesler Hill Fire Co	10387	✓	10387	✓
PCA School	32222		32222	✓
Phung Boro	27884		27884	✓
Pohono Fire Co	998	✓	998	* ✓
No Valley EMS	0	✓	2800	* ✓
Columbia Fire Co	3298	✓	3298	✓
Ralph Eagle Fire Co	2460	✓	2460	✓
Foyder Trip	5166		5166	✓
Tyone School	16686		16686	✓
Lodini Fire Co	2036	✓	2036	✓
BRG EMS	0	✓	19856	* ✓
Horse Fire Co	2698	✓	2698	* ✓
Alto Fire Co	6895	✓	6895	* ✓
Totten Trip	14744		14744	✓
Halberson Trip	3497		3497	✓
RAE Boro	97835		97835	✓
Don Co Library	3356		3356	✓
Don Co Office and Trans	262246	(1062549)	262246	* ✓
" " " " "	800283		800283	* ✓
Minding Fire Co	224	✓	224	✓
Garner Trip	11502		11502	* ✓
RAE School	98209		98209	✓
Quarmansville Lake Auth	9482		9482	* ✓
Spring Trip	41198		41198	✓
Woods Mun Airport	13547		13547	✓
Reish Trip	26916		26916	✓
State College School	53243		53243	✓
Albion Boro	13268		13268	✓
Carby Hall Puffer Court	3900		3900	* ✓
Boggs Trip	1504		1504	✓
Morris Trip	3697		3697	✓
Red Bank Valley School	6153		6153	✓
Alpha Fire Dept	4071	✓	4071	✓
Warriors Mark Water Auth	10854		10854	✓
Alto Boro	61086		61086	✓
	1796259	✓	1817215	✓
		SUM 9	1763639	
		10	53776	

UNDYED DIESEL FUEL

320 GTR
2010Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

JW POWELL INC

Employer identification number (EIN)

9474

Address (number, street, room or suite no.)

PO BOX 30

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

PHILIPSBURG PA

ZIP code

16866

Foreign country. If applicable. Do not abbreviate.

Month claimant's income tax year ends

12

Daytime telephone number (optional)

8143423190

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign
Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

[Signature]
Signature and title (if applicable)

11-30-10

Date

[Signature]
Type or print your name below signature.

Paid
Preparer's
Use OnlyPreparer's
signatureFirm's name (or
yours if self-employed),
address, and ZIP code

Date

Check
if self-
employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see Instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant
Exhibit

16

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

J POWELL INC

EN

9474

Total refund (see instructions)

\$ 7954.36

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶ 07-01-10 To ▶ 09-30-10

Claimant's registration no. ▶ UV [REDACTED] 0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ UB _____

Complete for lines 1b and 2c.

▶ UP _____

Complete for line 2b.

▶ UA _____

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	32734	\$ 7954.36	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use In Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	346
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # 9474 (3RD QTR 2010)

FEDERAL EXEMPT UNDYED DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
	TAYLOR TWP.	165
	CHESTER HILL BORO	36
	PHILIPSBURG BORO	328
	RELIANCE FIRE CO	236
	COLUMBIA FIRE CO	202
	BALD EAGLE FIRE CO	478
	SNYDER TWP.	883
	TYRONE SCHOOL DISTRICT	1067
	LOGAN FIRE CO.	389
	HOPE FIRE CO.	240
	MT. TOP FIRE CO.	368
	PATTON TWP.	2587
	HALFMOON TWP.	293
	CLINTON CO SOLID WASTE AUTHORITY	334
	BELLEFONTE BORO	3891
	CENTRE HALL FIRE CO.	296
	CENTRE CO. LIBRARY	780
	UNDINE FIRE CO.	468
	BENNER TWP.	941
	BELLEFONTE SCHOOL DISTRICT	5120
	CENTRE HALL BORO	53
	SPRING TWP.	0
	GREGG TWP. FIRE CO.	86
	WILLIAMSPORT MUNICIPAL AIRPORT	76
	CHESTER HILL FIRE CO.	59
	RUSH TWP.	83
	BOGGS TWP.	897
	KARTHAUS TWP.	0
	MARION TWP.	0
	UNION TWP.	420
	MORRIS TWP.	0
	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	0
	SPRING-BENNER-WALKER AUTHORITY	1256
	MILESBURG BORO	228
	REDBANK TWP	82
	CLEARFIELD CO CAREER & TECH CENTER	311
	LAWRENCE TWP.	3899
	PLEASANT GAP FIRE CO	1551
	REDBANK VALLEY SCHOOL DISTRICT	1807
	CITIZENS HOOK AND LADDER	5
	CLEARFIELD BORO	1398
	WALKER TWP FIRE CO	225
	CENTRE CO. OFFICE OF TRANSPORTATION	394
	CENTRE HALL-POTTER SEWER AUTH.	62
	PENNS VALLEY SCHOOL DISTRICT	421
	ALPHA FIRE DEPT.	317
	CENTRAL PA INSTITUTE OF SCIENCE	0
	TOTAL	32734

J.J. POWELL, INC.
[REDACTED] 9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 07-01-10 TO 09-30-10:

[REDACTED]
BP PRODUCTS NA
PO BOX 9090
DES MOINES, IA 50368
515-226-5000

[REDACTED]
PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

[REDACTED]
PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

[REDACTED]
MONTOUR OIL SERVICE
112 BROAD STREET
MONTOURSVILLE, PA 17754
570-368-8611

[REDACTED]
MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

[REDACTED]
UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

[REDACTED]
SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

[REDACTED]
BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

[REDACTED]
CONOCO-PHILLIPS
1400 PARK AVENUE
LINDEN, NJ 07036
800-775-4399

JULY 2010

EXEMPT DIESEL SALES THRU CARD LOCK

CUSTOMER	EXEMPT		STATE	
	FEDERAL	SPR		
Taylor Twp	9935		9935	✓
Chester Hill Poro	1726		1726	✓
Chester Hill Fire Co	3694	✓	3694	✓
Bucks Boro	13599		13599	✓
Dalhousie Fire Co	9560	✓	9560	✓
Ma Valley EMS	0	✓	101013	✓
Valley Forge Fire Co	12296	✓	12296	✓
Cald Eagle Fire Co	18922	✓	18922	✓
Snyder Twp	39800		39800	✓
Tyrone School	13110		13110	✓
Logan Fire Co	19610	✓	19610	✓
PALE EMS	0	✓	78802	✓
Hope Fire Co	8779	✓	8779	✓
McTear Fire Co	15204	✓	15204	✓
Patterson Twp	57465		57465	✓
Millersburg Twp	14110		14110	✓
PALE Poro	126263		126263	✓
Amos Valley EMS	0	✓	22124	✓
Centre Hill Fire Co	14326	✓	14326	✓
Porter Co Library	27823		27823	✓
Centre Co Office of Trans	7547		7547	✓
Windom Fire Co	16888	✓	16888	✓
Penn Twp	29877		29877	✓
PALE School	27354		27354	✓
Grady Twp Fire Co	2495	✓	2495	✓
Clinton Co Solid Waste	8494		8494	✓
Wyatt Fire Dept	2483		2483	✓
Rush Twp	3308		3308	✓
Mburg Boro	5335		5335	✓
Centre Hill Foster Emer	3100		3100	✓
Greens Lake & Lumber	499	✓	499	✓
Walker Twp Fire Co	4736	✓	4736	✓
Redbank Valley School	16314		16314	✓
PALE EMS	0	✓	104317	✓
Warthens Ambulance	0	✓	2750	✓
Alpha Fire Dept	14712	✓	14712	✓
Onal Boro	49861		49861	✓
	592715	✓	908221	✓
		9	457494	
		10	450727	

2/11/2011

"GASOLINE CLAIM"

Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J P O W E L L I N C

Employer identification number (EIN)

9 4 7 4

Address (number, street, room or suite no.)

P O B O X 3 0

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G P A

ZIP code

1 0 8 8 6

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

1 2

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4138, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Jeffrey Spawell
Signature and title (if applicable)

2/1-28-11

Date

JEFFREY SPAWELL
Type or print your name below signature.

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

**Defendant
Exhibit**

17

Schedule 2
(Form 8849)
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

EIN

Total refund (see instructions)

JJ POWELL INC

8474

\$ 9898.83

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶

10-01-10

To ▶

12-31-10

Claimant's registration no. ▶ UV 0045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also complete for lines 3d and 3e, type of use 14. Note: UV claimant must complete line 6 or 7 on page 3.

▶ UB

Complete for lines 1b and 2c.

▶ UP

Complete for line 2b.

▶ UA

Complete for line 3. See UV for lines 3d and 3e, type of use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	380
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use In Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	348
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27450U

Schedule 2 (Form 8849) (Rev. 1-2009)

Schedule 2 (Form 8849) (Rev. 1-2009)

Page 2

Name as shown on Form 8849

EIN

JJ POWELL INC

9474

3 Sales by Registered Ultimate Vendors of Kerosene for Use in Aviation

Claimant sold the kerosene for use in aviation at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim. For lines 3a, 3b, 3d, 3e, and 3f, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. For line 3c, claimant has obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false. See the instructions for additional information to be submitted.

	Type of use	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	Use in commercial aviation (other than foreign trade) taxed at \$.219	\$.175		\$	355
b	Use in commercial aviation (other than foreign trade) taxed at \$.244	.200			417
c	Nonexempt use in noncommercial aviation	.025			418
d	Other nontaxable uses taxed at \$.244	.243			348
e	Other nontaxable uses taxed at \$.219	.218			369
f	LUST tax on aviation fuels used in foreign trade	.001			433

4 Sales by Registered Ultimate Vendors of Gasoline

Claimant sold the gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 4a or 4b for gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	\$.183	13044	\$ 2387	25
b	.183	41048	7511	78

5 Sales by Registered Ultimate Vendors of Aviation Gasoline

Claimant sold the aviation gasoline at a tax-excluded price and has not collected the amount of tax from the buyer, repaid the amount of tax to the buyer, or has obtained written consent of the buyer to make the claim; and obtained an unexpired certificate from the buyer and has no reason to believe any information in the certificate is false. See the instructions for additional information to be submitted.

Caution. Claims cannot be made on line 5a or 5b for aviation gasoline purchased by a state or local government or a nonprofit educational organization for its exclusive use with a credit card issued to the state or local government or nonprofit educational organization by the credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a	\$.183		\$	324
b	.183			

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # [REDACTED] 9474 (4TH QTR 2010)

FEDERAL EXEMPT GASOLINE SALES - GOVERNMENT UNIT INFORMATION

TAXPAYER ID NUMBER	NAME	GALLONS
[REDACTED]	TAYLOR TWP.	0
[REDACTED]	CHESTER HILL BORO	224
[REDACTED]	PHILIPSBURG BORO	1069
[REDACTED]	RELIANCE FIRE CO	4
[REDACTED]	COLUMBIA FIRE CO	49
[REDACTED]	BALD EAGLE FIRE CO	30
[REDACTED]	SNYDER TWP.	10
[REDACTED]	TYRONE SCHOOL DISTRICT	1053
[REDACTED]	LOGAN FIRE CO.	52
[REDACTED]	HOPE FIRE CO.	25
[REDACTED]	MT. TOP FIRE CO.	371
[REDACTED]	PATTON TWP.	4108
[REDACTED]	HALFMOON TWP.	1
[REDACTED]	CURWENSVILLE LAKE REC AUTH	171
[REDACTED]	BELLEFONTE BORO	2541
[REDACTED]	STATE COLLEGE SCHOOL DISTRICT	3949
[REDACTED]	CENTRE CO. LIBRARY	76
[REDACTED]	UNDINE FIRE CO.	19
[REDACTED]	BENNER TWP.	77
[REDACTED]	BELLEFONTE SCHOOL DISTRICT	3974
[REDACTED]	CENTRE HALL BORO	0
[REDACTED]	SPRING TWP.	656
[REDACTED]	GREGG TWP. FIRE CO.	0
[REDACTED]	WILLIAMSPORT MUNICIPAL AIRPORT	246
[REDACTED]	CHESTER HILL FIRE CO.	187
[REDACTED]	RUSH TWP.	704
[REDACTED]	BOGGS TWP.	500
[REDACTED]	WARRIORS MARK WATER AUTH	188
[REDACTED]	MARION TWP.	0
[REDACTED]	UNION TWP.	9
[REDACTED]	MORRIS TWP.	75
[REDACTED]	PHILIPSBURG OSCEOLA SCHOOL DISTRICT	1108
[REDACTED]	SPRING-BENNER-WALKER AUTHORITY	0
[REDACTED]	MILESBURG BORO	97
[REDACTED]	REDBANK TWP	0
[REDACTED]	CLEARFIELD CO CAREER & TECH CENTER	0
[REDACTED]	LAWRENCE TWP.	800
[REDACTED]	PLEASANT GAP FIRE CO	0
[REDACTED]	REDBANK VALLEY SCHOOL DISTRICT	2960
[REDACTED]	CITIZENS HOOK AND LADDER	0
[REDACTED]	CLEARFIELD BORO	1696
[REDACTED]	WALKER TWP FIRE CO	0
[REDACTED]	CENTRE CO. OFFICE OF TRANSPORTATION	26940
[REDACTED]	CENTRE HALL-POTTER SEWER AUTH.	60
[REDACTED]	PENNS VALLEY SCHOOL DISTRICT	0
[REDACTED]	ALPHA FIRE DEPT.	164
[REDACTED]	CENTRE AREA TRANSIT AUTH	0
	TOTAL	54092

OCTOBER 2010

EXEMPT GASOLINE SALES THRU CARD LOCK

Prepared By	Initials	Date
Approved By		

VALUON JONES COMPANY 01697 Column 12, No 2

CUSTOMER		EXEMPT FEDERAL	EXEMPT STATE
Master Hill Road	58566	✓	58566 ✓
Master Hill Fire Co	3960	✓	3960 ✓
FOA School	36751	✓	36751 ✓
Pump Road	35046	✓	35046 * ✓
Alle Valley Falls	0	✓	1520 * ✓
Columbia Fire Co	1700	✓	1700 ✓
Bald Eagle Fire Co	130	✓	130 ✓
Tyrone School	40789	✓	40789 ✓
BIG EWS	0	✓	21267 * ✓
Howe Fire Co	501	✓	501 * ✓
McTee Fire Co	10991	✓	10991 ✓
Patterson Twp	135051	✓	135051 * ✓
Haltmoon Twp	66	✓	66 ✓
Bigt Road	102708	✓	102708 ✓
Centre Co Library	2677	✓	2677 ✓
Centre Co Office of Trans	934813 { 260875	✓	260875 *
" " " " "	{ 673943	✓	673943 *
Banner Twp	4657	✓	4657 ✓
Bigt School	134124	✓	134124 ✓
Civil Lake Auth	11007	✓	11007 * ✓
Seneca Twp	23022	✓	23022 ✓
Wpart Mun Airport	4342	✓	4342 ✓
Rush Twp	16658	✓	16658 ✓
Santa College School	145009	✓	145009 ✓
Whiting Road	3022	✓	3022 ✓
Centre Hall - Potter Sewer	3302	✓	3302 *
Morris Twp	3067	✓	3067 ✓
Barbours Valley School	94478	✓	94478 ✓
Alison Fire Dept	5100	✓	5100 ✓
Warrick Adank Water Auth	7440	✓	7440 ✓
Old Road	51072	✓	51072 ✓
	1817576	✓	1823163 ✓
		CH 9	1793924
		10	48168

Form **8849**
(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

UNDYED DIESEL FUEL CLAIM

Claim for Refund of Excise Taxes

OMB No. 1545-1420

Print clearly. Leave a blank box between words.

Name of claimant

J J P O W E L L I N C

Employer identification number (EIN)

8 4 7 4

Address (number, street, room or suite no.)

P O B O X 3 0

Social security number (SSN)

City and state or province. If you have a foreign address, see page 2.

P H I L I P S B U R G P A

ZIP code

1 6 8 6 6

Foreign country, if applicable. Do not abbreviate.

Month claimant's income tax year ends

1 2

Daytime telephone number (optional)

8 1 4 3 4 2 3 1 9 0

Caution. Do not use Form 8849 to make adjustments to liability reported on Forms 720 for prior quarters or to claim any amounts that were or will be claimed on Schedule C (Form 720), Claims, Form 4136, Credit for Federal Tax Paid on Fuels, Form 2290, Heavy Highway Vehicle Use Tax Return, or Form 730, Monthly Tax Return for Wagers.

Schedules Attached

Check (✓) the appropriate box(es) for the schedule(s) you attach to Form 8849. Only attach the schedules on which you are claiming a refund. Schedules 2, 3, 5, and 8 cannot be filed with any other schedules on Form 8849. File each of these schedules with a separate Form 8849.

Schedule 1	Nontaxable Use of Fuels	<input type="checkbox"/>
Schedule 2	Sales by Registered Ultimate Vendors	<input checked="" type="checkbox"/>
Schedule 3	Certain Fuel Mixtures and the Alternative Fuel Credit	<input type="checkbox"/>
Schedule 5	Section 4081(e) Claims	<input type="checkbox"/>
Schedule 6	Other Claims	<input type="checkbox"/>
Schedule 8	Registered Credit Card Issuers	<input type="checkbox"/>

Sign Here

Under penalties of perjury, I declare (1) that I have examined this claim, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete, and (2) that amounts claimed on this form have not been, and will not be, claimed on any other form. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Jeffrey S Powell
Signature and title (if applicable)
JEFFREY S POWELL
Type or print your name below signature.

01-28-11
Date

Paid Preparer's Use Only

Preparer's signature

Firm's name (or yours if self-employed), address, and ZIP code

Date

Check if self-employed ☐

Preparer's SSN or PTIN

EIN

Phone no. ()

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 20027J

Form 8849 (Rev. 1-2009)

Defendant Exhibit

18

Schedule 2
(Form 8849)(Rev. January 2009)
Department of the Treasury
Internal Revenue Service

Sales by Registered Ultimate Vendors

OMB No. 1545-1420

▶ Attach to Form 8849. Do not file with any other schedule.

Name as shown on Form 8849

EIN

9474

Total refund (see instructions)

\$ 12237.76

JJ POWELL INC

Period of claim: Enter month, day, and year
in MMDDYYYY format.

From ▶

10-01-10

To ▶

12-31-10

Claimant's registration no. ▶ U V 25-95-00045

Complete for lines 1a, 2a, 4a, 4b, 5a, and 5b. Also
complete for lines 3d and 3e, type of use 14. Note: UV
claimant must complete line 6 or 7 on page 3.

▶ U B

Complete for lines 1b and 2c.

▶ U P

Complete for line 2b.

▶ U A

Complete for line 3. See UV for lines 3d and 3e, type of
use 14.

1 Sales by Registered Ultimate Vendors of Undyed Diesel Fuel

Claimant sold the diesel fuel at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 1a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 1b, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

Exception. If any of the diesel fuel included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 1a for diesel fuel purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243	50362	\$ 12237.76	360
b Use in certain intercity and local buses	.17			350

2 Sales by Registered Ultimate Vendors of Undyed Kerosene (Other Than Kerosene For Use in Aviation)

Claimant sold the kerosene at a tax-excluded price, repaid the amount of tax to the buyer, or obtained written consent of the buyer to make the claim. For line 2a, claimant has obtained the required certificate from the buyer and has no reason to believe any information in the certificate is false. For line 2b, claimant has a statement, if required, that contains the date of sale, name and address of the buyer, and the number of gallons of kerosene sold to the buyer. For line 2c, the registered ultimate vendor is eligible to make this claim only if the buyer waives their right to make the claim by providing the registered ultimate vendor with an unexpired waiver and has no reason to believe any of the information in the waiver is false. See the instructions for additional information to be submitted.

Claimant certifies that the kerosene did not contain visible evidence of dye.

Exception. If any of the kerosene included in this claim did contain visible evidence of dye, attach an explanation and check here ☐

Caution. Claims cannot be made on line 2a for kerosene purchased by a state or local government for its exclusive use with a credit card issued to the state or local government by a credit card issuer.

	(a) Rate	(b) Gallons	(c) Amount of refund Multiply col. (a) by col. (b)	(d) CRN
a Use by a state or local government	\$.243		\$	348
b Sales from a blocked pump	.243			
c Use in certain intercity and local buses	.17			347

For Privacy Act and Paperwork Reduction Act Notice, see Form 8849 Instructions.

Cat. No. 27460U

Schedule 2 (Form 8849) (Rev. 1-2009)

JJ POWELL INC # [REDACTED] 9474 (4TH QTR 2010)

FEDERAL EXEMPT UNDYED DIESEL SALES - GOVERNMENT UNIT INFORMATION

<u>TAXPAYER ID NUMBER</u>	<u>NAME</u>	<u>GALLONS</u>
[REDACTED]	TAYLOR TWP.	415
[REDACTED]	CHESTER HILL BORO	31
[REDACTED]	PHILIPSBURG BORO	423
[REDACTED]	RELIANCE FIRE CO	311
[REDACTED]	\COLUMBIA FIRE CO	104
[REDACTED]	\BALD EAGLE FIRE CO	330
[REDACTED]	\SNYDER TWP.	738
[REDACTED]	\TYRONE SCHOOL DISTRICT	2137
[REDACTED]	\LOGAN FIRE CO.	155
[REDACTED]	\HOPE FIRE CO.	330
[REDACTED]	\MT. TOP FIRE CO.	342
[REDACTED]	\PATTON TWP.	3781
[REDACTED]	\HALFMOON TWP.	152
[REDACTED]	\CLINTON CO SOLID WASTE AUTHORITY	356
[REDACTED]	\BELLEFONTE BORO	4468
[REDACTED]	\CENTRE HALL FIRE CO.	207
[REDACTED]	CENTRE CO. LIBRARY	448
[REDACTED]	\UNDINE FIRE CO.	305
[REDACTED]	\BENNER TWP.	1238
[REDACTED]	\BELLEFONTE SCHOOL DISTRICT	16172
[REDACTED]	CENTRE HALL BORO	25
[REDACTED]	\SPRING TWP.	0
[REDACTED]	\GREGG TWP. FIRE CO.	34
[REDACTED]	\WILLIAMSPORT MUNICIPAL AIRPORT	0
[REDACTED]	\CHESTER HILL FIRE CO.	91
[REDACTED]	\RUSH TWP.	539
[REDACTED]	\BOGGS TWP.	838
[REDACTED]	\KARTHAUS TWP.	505
[REDACTED]	\MARION TWP.	0
[REDACTED]	\UNION TWP.	530
[REDACTED]	\MORRIS TWP.	765
[REDACTED]	\PHILIPSBURG OSCEOLA SCHOOL DISTRICT	38
[REDACTED]	\SPRING-BENNER-WALKER AUTHORITY	1072
[REDACTED]	\MILESBURG BORO	407
[REDACTED]	\REDBANK TWP	0
[REDACTED]	\CLEARFIELD CO CAREER & TECH CENTER	669
[REDACTED]	\LAWRENCE TWP.	1000
[REDACTED]	\PLEASANT GAP FIRE CO	1185
[REDACTED]	\REDBANK VALLEY SCHOOL DISTRICT	3905
[REDACTED]	\CITIZENS HOOK AND LADDER	0
[REDACTED]	\CLEARFIELD BORO	1721
[REDACTED]	\WALKER TWP FIRE CO	846
[REDACTED]	CENTRE CO. OFFICE OF TRANSPORTATION	525
[REDACTED]	\CENTRE HALL-POTTER SEWER AUTH.	31
[REDACTED]	PENNS VALLEY SCHOOL DISTRICT	1871
[REDACTED]	\ALPHA FIRE DEPT.	184
[REDACTED]	CENTRE AREA TRANSIT AUTH	1152
	TOTAL	50362

J.J. POWELL, INC.

9474

THE FOLLOWING IS A LIST OF COMPANIES THAT SOLD DIESEL FUEL TO
J.J. POWELL, INC. DURING THE PERIOD 10-01-10 TO 12-31-10:

CONOCO-PHILIPS
1400 PARK AVE.
LINDEN, NJ 07036
800-775-4399

PETROLEUM TRADERS CORP
7120 POINTE INVERNESS WAY
FORT WAYNE, IN 46806
800-348-3705

PETROLEUM PRODUCTS CORP.
PO BOX 2621
HARRISBURG, PA 17105
717-939-0466

MONTOUR OIL SERVICE
112 BROAD STREET
MONTGOMERY, PA 17754
570-368-8611

MOTIVA ENTERPRISES
303 FELLOWSHIP ROAD
MOORESTOWN, NJ 08057
609-778-1400

UNITED REFINING CO.
BOX 780
WARREN, PA 16365
814-723-1500

SUNOCO INC
10 PENN CENTER
1801 MARKET STREET
PHILADELPHIA, PA 19103
800-888-8995

BUCKEYE ENERGY SERVICES
BOX 389
TELFORD, PA 18969
215-257-0131

OCTOBER 2010

EXEMPT DIESEL SALES THRU CARDLOCK

Prepared By	billals	0, Mc
Approved By		

WISCONSIN JOINT COMPANY

81501 Duaneville St.

CUSTOMER		EXEMPT	EXEMPT
		FEDERAL	STATE
		2011	10
1	Taylor Twp	13121	✓
2	Claster Hill Boro	1469	✓
3	Claster Hill Fire Co	5046	✓
4	ATA School	1890	✓
5	Phong Boro	15847	✓
6	Reliance Fire Co	11036	✓
7	Mo Valley EMS	0	✓
8	Columbia Fire Co	4752	✓
9	Bald Eagle Fire Co	11052	✓
10	Snider Twp	12429	✓
11	Tyrone School	76501	✓
12	Logan Fire Co	7159	✓
13	BITE EMS	0	✓
14	Horse Fire Co	10258	✓
15	Hill Top Fire Co	14616	✓
16	Patterson Twp	87453	✓
17	Hatfield Twp	2984	✓
18	BITE Boro	133943	✓
19	Pains Valley EMS	0	✓
20	Centre Hall Fire Co	5648	✓
21	Centre Co Library	16014	✓
22	Centre Co District 11	16234	✓
23	Lynders Fire Co	10454	✓
24	Bonville Twp	36857	✓
25	BITE School	571070	✓
26	Clinton Co Solid Waste	8946	✓
27	Bush Twp	5013	✓
28	Murray Boro	13072	✓
29	Centre Hall-Fire Saver	3096	✓
30	Walker Twp Fire Co	16316	✓
31	Radham & Valley School	167664	✓
32	CHS EMS	0	✓
33	Albia Fire Dept	11625	✓
34	CHS Boro	62432	✓
35	CHS Co Fire & Tech	29200	✓
36		1380482	✓
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